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5 BABAK PISHVAEE

6 UNITED STATES DISTRICT COURT
7
8 NORTHERN DISTRICT OF CALIFORNIA

9 BABAK PISHVAEE, individually, and on
10 behalf of a class of similarly situated
individuals,

11 Plaintiff,

12 v.

13 VERISIGN, INC., a California corporation,
14 M QUBE, INC., a Delaware corporation,
and AT&T MOBILITY LLC, formerly
15 known as Cingular Wireless LLC, a
Delaware corporation,

16 Defendants.
17

Case No. C-07-3407 CW

NOTICE OF VOLUNTARY DISMISSAL

18
19 The Plaintiff, by and through her undersigned counsel, hereby gives notice of voluntary
20 dismissal of this matter pursuant to Fed. R. Civ. P. Rule 41(a)(i) as follows:

21 1 The claims asserted by the Plaintiff in this action against AT&T Mobility LLC
22 have been settled and released by a Final Order and Judgment in the matter of *Tracie McFerren v.*
23 *AT&T Mobility, LLC*, Fulton County Superior Court Case No. 08-CV-151322 before the Superior
24 Court of Fulton County, Georgia. The court issued final approval of the classwide settlement on
25 December 7, 2009.

26 2. In addition, Defendant m-Qube, Inc. and plaintiffs' counsel in a parallel national
27 class action have entered into a nationwide settlement resolving all claims against m-Qube related
28 to the alleged imposition of unauthorized mobile content charges on the cell phone bills of

wireless subscribers other than those relating to AT&T (which will be released in the *McFerren* settlement). Judge Stewart E. Palmer of the Circuit Court of Cook County, Illinois, granted preliminary approval to the class action settlement on November 3, 2009, in the case *Parone, et al. v. m-Qube, Inc., et al.*, No. 08 CH 15834 (Circuit Court of Cook County, Illinois). The court granted final approval to the settlement on February 24, 2010.

Plaintiff therefore voluntarily dismisses his claims against Defendants AT&T Mobility LLC, m-Qube, and VeriSign, Inc. *with prejudice* and with all parties to bear their own costs.

Dated: March 31, 2010

AUDET & PARTNERS, LLP

By: /s/

Adel A. Nadji

Attorneys for Plaintiff
BABAK PISHVAEE

PROPOSED ORDER

Pursuant to the Federal Rule of Civil Procedure 41(a), IT IS HEREBY ORDERED:

That this action shall be and hereby is dismissed with prejudice as to Defendants AT&T Mobility LLC, m-Qube, and VeriSign, Inc. and with all parties are to bear their own costs.

Dated: _____

CLAUDIA WILKEN

United States District Judge